

10/522252

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25 JAN 2005 Rec'd PCT/PTC 25 JAN 2005

Customer No. 22,852
Attorney Docket No. 09471.0017

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Florence GUIMBERTEAU et al.)	
)	Group Art Unit: Not Yet Assigned
Application No.: Not Yet Assigned)	
)	Examiner: Not Yet Assigned
Filed: January 25, 2005)	
)	
National Stage of International Application No.)	
PCT/FR2003/002382 under 35 U.S.C. 371, for)	
ORAL PHARMACEUTICAL FORMULATION IN)	
THE FORM OF A PLURALITY OF)	
MICROCAPSULES FOR PROLONGED)	
RELEASE OF ACTIVE PRINCIPLE(S) WITH)	
SLOW SOLUBILITY)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. With the exception of the U.S. patents, copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form. This Information Disclosure Statement is being filed with the above-referenced application.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

1. WIPO Publication No. WO 02/39984 A2 - An English language abstract of this document is enclosed.

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Also enclosed is an International Search Report from the European Patent Office in the PCT international application, from which this national phase U.S. application is derived, citing this document and setting forth the relevance thereof.


This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 25, 2005

By: 
Ernest F. Chapman
Reg. No. 25,961

Enclosures
EFC/FPD/sci

IDS Form PTO/SB/08: Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	Not Yet Assigned 10/522252
Filing Date	January 25, 2005
First Named Inventor	Florence GUIMBERTEAU et al.
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	09471.0017

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-5,084,278	01-28-1992	MEHTA	
		US-5,286,497	02-15-1994	HENDRICKSON et al.	
		US-4,894,240	01-16-1990	GEOGHEGAN et al.	
		US-6,022,562	02-08-2000	AUTANT et al.	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		CA-2,068,366	11-11-1992	MORELLA et al.		
		WO 02/39984 A2/A3	05-23-2002	CASTAN et al.		ABSTRACT

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶

Examiner
SignatureDate
Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.